IN THE HIGH COURT OF JUDICATURE AT BOMBAY

O. O. C. J.

WRIT PETITION NO.1949 OF 2005

Mustafa Heyalfullah ..Petitioner.

Vs.

S.K.Corporation & Ors. ..Respondents.

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Mr.A.A.Siddique for the Petitioner.

Mr.S.Shetty i/b Mr.M.M.Vashi for Respondent No.1.

Ms.D.K.Bharucha, AGP for Respondent No.3.

Mr.Mihir Desai for Petitioner in W.P.724 OF 2005.

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CORAM : F.I.REBELLO &

DR.D.Y.CHANDRACHUD, JJ.

5th October, 2005.

P.C. :

It is the case of the Petitioner that the builder is not complying with the order of this Court passed in Writ Petition 724 of 2005. The Petitioners in that Petition are not parties to this Petition. Mr.Desai, learned counsel for the Petitioners in Writ Petition 724 of 2005 points out

to the Court that they have filed proceedings for contempt against the builder for not complying with the orders of this Court.

That being the case, it would not be feasible for us to entertain the present Petition filed by the Petitioner herein who was not a party in Writ Petition 724 of 2005. If however, the Petitioner has any independent right, it would be open for him to take such steps in law which he is entitled to. With the above observations, the Petition stands disposed of.

(F.I.REBELLO, J.)

(DR.D.Y.CHANDRACHUD, J.)